

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

January 16, 2008

DIVISION TWO

B186613 People (Not for Publication)
v.
Bowden

The judgment is modified to stay execution of the sentence on the receipt of stolen property conviction in count 2 and is otherwise affirmed. On remand, the trial court is directed to modify the abstract of judgment accordingly.

Chavez, J.

We concur: Boren, P.J.
 Doi Todd, J.

B196879 People (Not for Publication)
v.
Brown

The judgment is affirmed.

Boren, P.J.

We concur: Doi Todd, J.
 Ashmann-Gerst, J.

DIVISION TWO (continued)

B184560 People (Not for Publication)
v.
Naya

The judgment is reversed and the cause is remanded with directions to the trial court to conduct an in camera hearing on appellant's discovery motion consistent with this opinion. If the hearing reveals no discoverable information in Officer Levesque or Officer Ziegler's personnel file which would lead to admissible evidence helpful to appellant's defense, the trial court shall reinstate the original judgment and sentence which shall stand affirmed. If the in camera hearing reveals discoverable information bearing on the officer's honesty which could lead to admissible evidence helpful to appellant in defense of the charge, the trial court shall grant the requested discovery, allow appellant an opportunity to demonstrate prejudice, and order a new trial if prejudice is demonstrated. If prejudice is not demonstrated, the trial court shall reinstate the original judgment which shall stand affirmed.

Boren, P.J.

We concur: Ashmann-Gerst, J.
Chavez, J.

B178600 People (Not for Publication)
v.
Hernandez

The judgment is affirmed.

Boren, P.J.

We concur: Doi Todd, J.
 Ashmann-Gerst, J.

DIVISION TWO (continued)

B196392 Morrowatti
 v.
 State Bar of California, et al.

Filed order denying petition for rehearing.

B193932 Mikel Elliott and Jordan Kitaen
 v.
 Thomas Naud, Jr.

Filed order denying petition for rehearing.

B193500 Communities for a Better Environment, et al.
 v.
 South Coast Air Quality Management District, et al.
 ConocoPhillips Company

Filed order certifying opinion for partial publication, modifying opinion & denying rehearing.

DIVISION THREE

Court convened at 9:30 a.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Zaida Heraldez, Deputy Clerk.

Each of the following:

B198511 DCFS v. Darnell M & Vera C.
B193217 Abedi v. Heller et al
B189226 Peo v. Juan D. Rivas

Argument waived, cause submitted.

DIVISION THREE (continued)

B193084 People
 v.
 Sytha Tha Seang

Merits:

Argued by Russell S. Babcock for appellant and by Tasha G. Timbadia, Deputy Attorney General, for respondent. Cause submitted.

B193949 People
 v.
 Jamel Suyin Reese

Merits:

Argued by Kevin D. Sheehy for appellant and by Catherine Okawa Kohm, Deputy Attorney General, for respondent. Cause submitted.

B192473 People
 v.
 Michael Hunt

Merits:

Argued by Kevin Sheehy D. for appellant and by Richard S. Moskowitz, Deputy Attorney General for respondent. Cause submitted.

B198968 Los Angeles County, D.C.S.
 v.
 Stacy V.
 In re Ean U. et al

Merits:

Argued by Leslie A. Barry for appellant and by Jacklyn K. Louie, Deputy County Counsel for respondent. Cause submitted.

DIVISION THREE (continued)

B198068 Amarjeet Dahamija
 v.
 BMW of North America LLC et al

Merits:

Argued by Kate Lehrman for appellants and by Lawrence Hutchens for respondent. Cause submitted.

B191806 Synod of Southern California Hawaii et al
 v.
 Kyung Suh Kim et al

Merits:

Argued by Randall Penner for appellants and by George Burns for respondent. Submission deferred pending further order of this court.

Court recessed.

Court convened at 1:30 p.m.

Present: Klein, P.J., Croskey, J., Kitching, J., Aldrich, J. and Zaida G. Heraldez, Deputy Clerk.

Each of the following:

B194027 People v. Morris
B195547 People v. Young
B192758 People v. Jackson
B196473 People v. Menser
B196767 People v. Yu
B198785 DCFS v. Pauline B.

Argument waived, cause submitted.

DIVISION THREE (continued)

B197098 Kenneth Zammitt

v.

Ethicon Endo-Surgery Inc.

Merits:

Argued by Rebecca Ann Lefler for respondent and by Jeffrey John Zuber for appellant. Cause submitted.

B202053 The Right Site Coalition

v.

Los Angeles Unified School District

Merits:

Argued by Robert P. Silverstein for appellant and by Patrick Perry for respondent. Cause submitted.

B196270 Chris Leventis et al

v.

La Caze Development et al

Merits:

Argued by Jared A. Barry for appellants and by Raymond D. Green for respondents. Cause submitted.

B200692 Clearwater Ins. Co.

v.

S.C.L.A.

Allianz Global Corp. et al

Merits:

Argued by Howard Wollitz for petitioner and by Blakely Posner for real party in interest. Cause submitted.

DIVISION THREE (continued)

B197706 Yu Fang Tan et al
 v.
 Arnel Management Co. et al

Merits:

Argued by Sharon J. Arkin for appellant and by Kevin Scott Taylor for respondent. Cause submitted.

B192342 SC Manufactured Homes Inc. et al
 v.
 Norman Scott Liebert et al

Merits:

Argued by William Ramsey for appellants and by Samuel M. Huestis, Frederick R. Juckniess and Anthony Rodriguez for respondents. Cause submitted.

Court Adjourned.

DIVISION FOUR

B189245 Pugliese (Not for Publication)
 v.
 Pugliese et al.

As against Dante, Michele's appeal is deemed a petition for an extraordinary writ, and the writ is denied. Otherwise, the judgment in favor of the non-spousal defendants declaring Florence Pugliese to be the sole owner of the PIP entities, and dismissing Michele's first amended complaint with prejudice, is affirmed. Dante, Florence, Jeanette, and the PIP entities shall recover their costs on appeal.

Willhite, Acting P.J.

We concur: Manella, J.
 Suzukawa, J.

DIVISION FOUR (continued)

B197597 Los Angeles County, D.C.S. (Not for Publication)
v.
Alfonso B.

The March 12, 2007 orders of the juvenile court are affirmed.

Suzukawa, J.

We concur: Epstein, P.J.
Willhite, J.

DIVISION FIVE

B194321 People
v.
Sirlassie Rayshon Curry

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION SIX

B198082 People (Not for Publication)
v.
Baker

The judgment is affirmed.

Yegan, J.

We concur: Gilbert, P.J.
Perren, J.

DIVISION SIX (continued)

B190878 People (Not for Publication)
v.
Cortez

The judgment is modified to strike the \$10,000 parole revocation fine and to impose six court security fees of \$20 each, for a total of \$120, pursuant to section 1465.8. The clerk of the superior court is directed to prepare and forward to the Department of Corrections an amended abstract of judgment striking the parole revocation fine and imposing the court security fees. In all other respects, the judgment is affirmed.

Yegan, Acting P.J.

We concur: Coffee, J.
Perren, J

DIVISION SEVEN

B194607 Lujambio (Not for Publication)
v.
MEPT West Hills, LLC

The judgment is affirmed. Respondent(s) to recover costs.

Woods, Acting P.J.

We concur: Zelon, J.
Wiley, J. (Assigned)

DIVISION SEVEN (continued)

[illegible]

The judgment is affirmed. Kline is to recover his costs on appeal.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

B193115 Daley (Not for Publication)
v.
CK Construction and Development

The order denying the section 425.16 special motion to strike is affirmed. The CK defendants are to recover their costs on appeal.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

B191278 Jessen (Certified for Publication)
v.
Mentor Corporation

The judgment is affirmed. Mentor Corporation is to recover its costs on appeal.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

DIVISION SEVEN (continued)

B183929 Uzumcu
v.
Uzumcu

Filed order modifying opinion. Petitions for rehearing are denied. (Change in judgment)

DIVISION EIGHT

B193381 Jayco Acceptance Corporation (Not for Publication)
v.
Donald Strong

The judgment is affirmed. The respondent is to recover its costs on appeal.

Flier, J.

We concur: Cooper, P.J.
Rubin, J.

B194892 Cutter, (Not for Publication)
v.
Greenwich Insurance Company,

The judgment is affirmed. Greenwich is to recover costs on appeal.

Flier, J.

We concur: Cooper, P.J.
Rubin, J.